1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 ANTHONY D.L. TURNER, Case No. 2:21-cv-00361-JDP (PC) 12 ORDER TRANSFERRING CASE TO THE Plaintiff. NORTHERN DISTRICT OF CALIFORNIA 13 v. 14 MAYA PALEY, et al., 15 Defendants. 16 Plaintiff, a state prisoner proceeding without counsel, has filed a civil rights action 17 pursuant to 42 U.S.C. § 1983. 18 19 The federal venue statute requires that a civil action, other than one based on diversity 20 jurisdiction, be brought only in "(1) a judicial district where any defendant resides, if all 21 defendants are residents of the State in which the district is located, (2) a judicial district in which 22 a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of the property that is the subject of the action is situated, or (3) if there is no district in which an 23 action may otherwise be brought as provided in this section, any judicial district in which any 24 defendant is subject to the court's personal jurisdiction with respect to such action." 28 U.S.C. 25 26 § 1391(b). 27 In this case, plaintiff's claims arose in Napa County, which is in the Northern District of 28 California. See 28 U.S.C. § 84(a). Thus, this action should have been filed in the United States

1	District Court for the Northern District of California. In the interest of justice, a federal court
2	may transfer a complaint filed in the wrong district to the correct district. See 28 U.S.C.
3	§ 1406(a); Starnes v. McGuire, 512 F.2d 918, 932 (D.C. Cir. 1974).
4	Accordingly, it is hereby ORDERED that this matter is transferred to the United States
5	District Court for the Northern District of California.
6	IT IS SO ODDEDED
7	IT IS SO ORDERED.
8	Dated: March 1, 2021 JEREMY D. PETERSON UNITED STATES MAGISTRATE JUDGE
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10	UNITED STATES MADISTRATE JUDGE
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